



BOARD OF INQUIRY (*Human Rights Code*)

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IN THE MATTER OF the Ontario *Human Rights Code*, R.S.O. 1990, c.H.19, as amended,

AND IN THE MATTER OF the complaint by Monica Fiorini dated November 15, 1991,
alleging discrimination in employment on the basis of sex.

B E T W E E N :

Ontario Human Rights Commission

- and -

Monica Fiorini

Complainant

- and -

Di Poce Management Limited

John Di Poce

Karen Stewart

Respondents

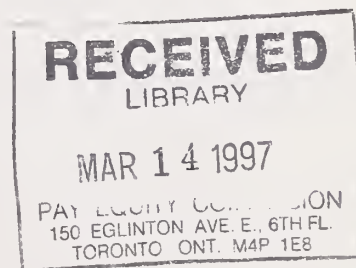
DECISION

Adjudicator : Mary Anne McKellar

Date : March 13, 1997

Board File No: BI-0097-96

Decision No : 97-007



Board of Inquiry (*Human Rights Code*)

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APPEARANCES

Ontario Human Rights Commission	)))	Cathryn Pike, Counsel
Monica Fiorini	)))	Paul Wise, Counsel
Di Poce Management Ltd., Corporate Respondent	)))	Peter Israel, Counsel Christopher Andree, Counsel
John Di Poce, Personal Respondent	)))	Peter Israel, Counsel Christopher Andree, Counsel
Karen Stewart, Personal Respondent	)))	Peter Israel, Counsel Christopher Andree, Counsel

1. By letter dated February 7, 1997, the Complainant and the Respondents advised the Board of Inquiry that they had reached a settlement in this matter.
2. The Ontario Human Rights Commission is not a party to the settlement, but advised the Board of Inquiry by letter and Notice of Motion dated February 14, 1997, that it did not wish to proceed with the hearing under the circumstances, and was seeking an Order granting it leave to withdraw the complaint. In support of its motion the Commission filed two documents: Board of Inquiry Form 3 (Confirmation of Full Settlement), executed by counsel for the Complainant and Respondents by their respective counsel; and a copy of the release executed by the Complainant.
3. By letter dated February 19, 1997, counsel for the Respondents consented to the granting of the Order sought by the Commission. Counsel for the Complainant has not advised the Board whether he consents to the Order, but I accept the Form 3 and Release executed by the Complainant as sufficient indicia of consent.
4. Having regard to the foregoing, I have decided to grant the Commission leave to withdraw the complaint, and I hereby do so.

Dated at Toronto this 13th day of March, 1997:



Mary Anne McKellar
Member, Board of Inquiry

